

# COMMITTEE REPORT

## MADAM PRESIDENT:

The Senate Committee on Utilities and Technology, to which was referred Senate Bill No. 523, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1       Page 1, line 7, delete "6(1)" and insert "3".
- 2       Page 1, line 11, delete "two hundred (200)" and insert "**one (1)**
- 3       **megabyte**".
- 4       Page 1, line 12, delete "kilobits".
- 5       Page 1, delete lines 14 through 17, begin a new paragraph and
- 6       insert:
- 7       **"Sec. 3. The corporation shall develop a high speed Internet**
- 8       **service deployment and adoption initiative that includes the**
- 9       **creation of a statewide geographic information system (GIS) of**
- 10       **available telecommunications and information technology services,**
- 11       **including high speed Internet service. In creating the GIS, the**
- 12       **corporation shall:**
- 13               **(1) map the availability of high speed Internet service,**
- 14               **including the percentage of households that have access to**
- 15               **high speed Internet service, by census blocks established by**
- 16               **the Bureau of the Census and depicted in the GIS; and**
- 17               **(2) use the map to identify areas where high speed Internet**
- 18               **service is inadequate or unavailable."**
- 19       Delete page 2.
- 20       Page 3, line 1, beginning with "The" begin a new line blocked left.
- 21       Page 3, delete lines 2 through 31, begin a new paragraph and insert:

1       **"Sec. 4. (a) The corporation may declare data or other**  
 2       **information received as part of the high speed Internet service**  
 3       **deployment and adoption initiative as confidential for purposes of**  
 4       **IC 5-14-3-4.**

5       **(b) If a person that submits data or other information to the**  
 6       **corporation as part of the high speed Internet service deployment**  
 7       **and adoption initiative designates the data or other information as**  
 8       **confidential, the corporation shall declare the data or information**  
 9       **as confidential for purposes of IC 5-14-3-4.**

10       **(c) The corporation may enter into a nondisclosure agreement**  
 11       **with a person described in subsection (b) concerning proprietary**  
 12       **data or other information that the person submits to the**  
 13       **corporation as part of the high speed Internet service deployment**  
 14       **and adoption initiative."**

15       Page 3, line 32, delete "7." and insert "5."

16       Page 3, line 32, delete "a nonprofit" and insert **"one (1) or more**  
 17       **organizations"**.

18       Page 3, line 33, delete "organization".

19       Page 3, line 34, delete "4" and insert "3".

20       Page 3, line 34, delete "The nonprofit" and insert **"An"**.

21       Page 3, line 39, delete "8." and insert **"6."**.

22       Page 3, line 42, delete "9." and insert **"7."**.

23       Page 4, line 7, delete "two hundred (200) kilobits" and insert **"one**  
 24       **(1) megabyte"**.

25       Page 4, between lines 8 and 9, begin a new paragraph and insert:

26       **"(b) As used in this section, "cable service" has the meaning set**  
 27       **forth in 47 U.S.C. 522(6)."**

28       Page 4, line 9, delete "(b)" and insert **"(c)"**.

29       Page 4, line 10, delete "either" and insert **"any"**.

30       Page 4, delete lines 36 through 42, begin a new line block indented  
 31       and insert:

32       **"(3) The property is:**

33       **(A) used in the delivery, transmission, or provision of**  
 34       **cable service; and**

35       **(B) not located inside a subscriber's place of primary**  
 36       **use;**

37       **and the person acquiring the property furnishes or sells**  
 38       **cable service that terminates in Indiana in a retail**

1            **transaction described in IC 6-2.5-4-11. Property under this**  
2            **subdivision does not include set top boxes or related items**  
3            **used by a customer inside the customer's place of primary**  
4            **use to facilitate the subscriber's interaction with the cable**  
5            **service.".**

6            Delete page 5.

(Reference is to SB 523 as introduced.)

**and when so amended that said bill be reassigned to the Senate Committee on Tax and Fiscal Policy.**

Committee Vote: Yeas 11, Nays 0.

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**Merritt**

**Chairperson**